

1 Kimberly E. Colwell (SBN: 127604)  
2 [kcolwell@meyersnave.com](mailto:kcolwell@meyersnave.com)  
3 Tricia L. Hynes (SBN: 212550)  
4 [thynes@meyersnave.com](mailto:thynes@meyersnave.com)  
5 MEYERS, NAVE, RIBACK, SILVER & WILSON  
6 555 12<sup>th</sup> Street, Suite 1500  
7 Oakland, CA 94607  
8 Telephone: (510) 808-2000  
9 Facsimile: (510) 444-1108

10 Attorneys for Defendants  
11 CITY OF SAN LEANDRO, and  
12 CHIEF JOSEPH KITCHEN

13 UNITED STATES DISTRICT COURT  
14  
15 NORTHERN DISTRICT OF CALIFORNIA

16 LIONEL N. ALLEN; RALPH P. DAVIS;  
17 MICHAEL OATEZ; MONICA OATEZ; M.O.,  
18 a minor, by and through her guardian ad litem,  
19 MICHAEL OATEZ; MICHAEL A. FLEURY;  
20 and, JOHNNY D. STOKES,

21 Plaintiffs,

22 v.

23 CITY OF SAN LEANDRO, a municipal  
24 corporation; JOSEPH KITCHEN, in his  
25 capacity as Chief of Police for CITY OF SAN  
26 LEANDRO; and, DOES 1-25, inclusive,  
27 individually, and in their capacity as San  
28 Leandro police officers,

Defendants.

Case No: C07-03509 PJH

**NOTICE OF UNAVAILABILITY OF  
COUNSEL**

Complaint Filed: July 5, 2007

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 NOTICE IS HEREBY GIVEN that Tricia L. Hynes, counsel for Defendants City of San  
3 Leandro and Chief Joseph Kitchen will be unavailable March 28, 2008 through April 7, 2008, for all  
4 purposes including but not limited to receiving notice of any kind, appearing in court, responding to ex  
5 parte applications, filing papers, responding to communications, or attending depositions. (See  
6 *Tenderloin Housing Clinic v. Sparks* (1992) 8 Cal. App. 4th 299, 304-305.)

7  
8 Dated: March 26, 2008

Respectfully submitted,

9 MEYERS, NAVE, RIBACK, SILVER & WILSON

10  
11 By: \_\_\_\_\_/s/\_\_\_\_\_

12 Tricia L. Hynes  
13 Attorneys for Defendants  
CITY OF SAN LEANDRO and CHIEF JOSEPH  
KITCHEN

14  
15 1036727\_2.DOC  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28